

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application No. : 09/915,150
Applicants : Gary R. DelDuca et al.

Filed : July 25, 2001
Title : Modified Atmospheric Package & Methods of Making the Same

TC/A.U. : 1761
Examiner : Robert A. Madsen

Docket No. : 47097-01080
Customer No. : 30223

Commissioner for Patents
Mail Stop Fee Amendment
P.O. Box 1450
Alexandria, VA 22313-1450

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail, postage prepaid, in an envelope addressed to the Mail Stop Amendment After Final, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on May 10, 2005.

Signature:

Adrienne White

AMENDMENT TRANSMITTAL

Dear Commissioner:

Transmitted herewith is the Amendment and Response to Final Office Action dated December 16, 2004 for this application.

The Applicants are other than a small entity.

The proceedings herein are for a patent application, and the provisions of 37 C.F.R. § 1.136 apply.

The Applicants believe that a two month extension of time is required.

The fee for claims (37 C.F.R. § 1.16(b)-(d)) has been calculated as shown below.

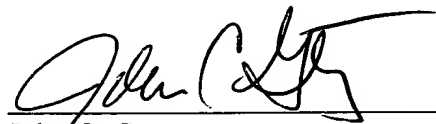
| | Claims Remaining | Highest No. Paid For | Extra | Small Entity | Large Entity |
|---------------------------------------|---------------------|-------------------------|-------|--------------|---------------|
| Total | 57 | 139 | x | \$ 9 = \$ | \$ 18 = \$ 0 |
| Independent | 3 | 9 | x | \$ 42 = \$ | \$ 84 = \$ 0 |
| Multiple Dependent Claim Presented | | | | \$ 140 = \$ | \$ 280 = \$ 0 |
| TOTAL ADDITIONAL FEE | | | | | \$ -0- |

Applicants are concurrently filing herewith a Request for Continued Examination (RCE).
A check in the amount of \$1,240.00 is enclosed for a two month extension of time, as well as the Request for Continued Examination (RCE).

The Commissioner is hereby authorized to charge any additional fees that may be required (except the issue fee) while this application is pending, to Deposit Account No. 10-0447 (47097-01080USPT). A duplicate copy of this Transmittal is enclosed for that purpose.

Respectfully submitted,

Date: May 10, 2005



John C. Gatz
Reg. No. 41,774
JENKENS & GILCHRIST
225 West Washington Street
Suite 2600
Chicago, IL 60606-3418
(312) 425-3900

Attorney for Applicants